

Economic Impact Statement
LSA Document #18-371

IC 4-22-2.1-5 Statement Concerning Rules Affecting Small Businesses

The Indiana Family and Social Services Administration (FSSA) Office of Medicaid Policy and Planning (OMPP) proposes to:

- (1) Amend [405 IAC 10-1-4](#) to update the reference to the Code of Federal Regulations.
- (2) Amend [405 IAC 10-3-1](#) to clarify enrollment procedures.
- (3) Amend [405 IAC 10-4-1](#) to remove conflicting language.
- (4) Amend [405 IAC 10-4-3](#) and [405 IAC 10-6-1](#) to align the medically frail standards and processes with the State Plan.
- (5) Amend [405 IAC 10-4-9](#) and [405 IAC 10-8-2](#) to clarify enrollment procedures.
- (6) Amend [405 IAC 10-4-11](#) to remove Presumptive Eligibility from the Healthy Indiana Plan and move into Fee for Service.
- (7) Amend [405 IAC 10-10-4](#) to clarify POWER account contributions.
- (8) Amend [405 IAC 10-10-7](#) to change how member debt is calculated.
- (9) Amend [405 IAC 10-10-12](#) to remove plan withdrawal language.
- (10) Add [405 IAC 10-12](#) to create the Gateway to Work community engagement program.

Impact on Small Business

The following section provides responses to the following questions outlined in [IC 4-22-2.1-5](#):

1. An estimate of the number of small businesses, classified by industry sector, that will be subject to the proposed rule.

[IC 5-28-2-6](#) defines a small business as a business entity that satisfies the following requirements:

- (1) On at least fifty percent (50%) of the working days of the business entity occurring during the preceding calendar year, the business entity employed not more than one hundred fifty (150) employees.
- (2) The majority of the employees of the business entity work in Indiana.

It is expected that there are no small businesses affected by this rule change. Any small businesses who wish to partner with the GTW program will do so on a voluntary basis, which shall not result in any imposed costs or other requirements. Enrollment as a partner shall allow the Agency to direct members to the partner as a resource.

2. An estimate of the average annual reporting, record keeping, and other administrative costs that small businesses will incur to comply with the proposed rule.

Since no small businesses are subject to this rule amendment, they will not incur an additional cost to comply with this rule. There is no economic impact that compliance will have on a small business subject to this rule.

3. An estimate of the total annual economic impact that compliance will have on small businesses subject to the rule.

Since no small businesses will incur any additional cost to comply with this rule, there is no economic impact that compliance will have on a small business subject to this rule.

4. A statement justifying any requirement or cost that is imposed by the rule and not expressly required by law. The statement must reference any data, studies, or analyses relied upon by the agency in determining imposition of the requirement or cost is necessary.

The proposed rule amendment will not impose any requirement or cost on small businesses in order to comply with the proposed rule.

5. Any regulatory flexibility analysis that considers any less intrusive or less costly alternative methods of achieving the same purpose.

Other factors considered:

A. Establishment of less stringent compliance or reporting requirements for small businesses.

The rule has no impact on reporting requirements for small businesses.

B. Establishment of less stringent schedules or deadlines for compliance or reporting requirements for small businesses.

The rule has no impact on schedules or deadlines for compliance or reporting requirements for small businesses.

C. Consolidation or simplification of compliance or reporting requirements for small businesses.

The rule has no impact on compliance or reporting requirements for small businesses.

D. Establishment of performance standards for small businesses instead of design or operational standards imposed on other regulated entities by the rule.

The rule has no impact on performance or operational standards for small businesses.

E. Exemption of small businesses from part or all of the requirements or costs imposed by the rule.

It is expected that there are no small businesses affected by this rule change. Any small businesses who wish to partner with the GTW program will do so on a voluntary basis.

If there are any programmatic or fiscal questions, please contact Donna Wright at (317) 234-1593 or at donna.wright@fssa.in.gov. Questions regarding any other aspect of the proposed changes should also be addressed to Jeremy Hoffman at (317) 234-6579 or at jeremy.hoffman@fssa.in.gov.

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